

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1 4</div>	
2. AMENDMENT/MODIFICATION NO. <div style="text-align: center;">0001</div>		3. EFFECTIVE DATE <div style="text-align: center;">29-May-2003</div>		4. REQUISITION/PURCHASE REQ. NO. <div style="text-align: center;">W81G67-3098-8590</div>		5. PROJECT NO.(If applicable)	
6. ISSUED BY CODE CONTRACTING DIVISION USAGE - ST PAUL 190 5TH STREET E ST PAUL MN 55101-1638		DACW37		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center; font-weight: bold;">See Item 6</div>		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. DACW37-03-B-0011	
				X		9B. DATED (SEE ITEM 11) 23-May-2003	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended, <input checked="" type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) Bidders are reminded and encouraged to attend an open house on June 5 from 10:00 am to 4:00 pm at 1502 Lewis Boulevard in Grand Forks North Dakota Contract Clause 52.211-10 is amended. This amendment highlights a new GAO Decision on the submission of bid bonds. Specifications are amended with attachment "Residential Inspection Report" attached to this amendment.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR _____ (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION 00700 - CONTRACT CLAUSES

1. The following contract clause has been modified:

52.211-10 COMMENCEMENT, PROSECUTION, AND COMPLETION OF WORK (APR 1984)

The Contractor shall be required to (a) commence work under this contract within **10** calendar days after the date the Contractor receives the notice to proceed, (b) prosecute the work diligently, and (c) complete the work on Lewis Boulevard Lot within 90 days after Notice to Proceed, and complete the work on Conklin Avenue not later than 120 days after Notice to Proceed. The time stated for completion shall include final cleanup of the premises.

(End of clause)

2. NOTICE TO BIDDERS:

The one of the purposes of this amendment is to advise the bidders of a recent bid protest decision by the Comptroller General regarding the validity of bid bonds accompanied by powers-of-attorney that do not contain original certifications. A copy of that decision (Matter of: All Seasons Construction, Inc., B-291166.2, December 6, 2002) is available at <http://www.mvp.usace.army.mil/docs/doingbus/GAOB-2911662.pdf> in PDF format. That decision is significant because some powers-of-attorney that we considered valid prior to that case may now be invalid. Please note that an invalid power-of-attorney makes the bid bond invalid – an invalid bid bond makes the bid nonresponsive – a nonresponsive bid can not be corrected after bid opening and must be rejected.

Our Bid Schedule Note (13) on Bid Bonds has been updated accordingly and the revised paragraph c is printed below for your reference. Bidders may wish to make this information available to their sureties and bonding agents. Bidders are also advised to submit their bid bond with either: (a) an original power-of-attorney or (b) a power-of-attorney containing an original certification. Bidders doing otherwise bear the risk that their bid will be rejected.

THE BID NOTE 13 CONTAINED IN THE SOLICITATION IS AGAIN PROVIDED:**13. Bid Bonds**

a. It is the responsibility of the bidder to include an acceptable bid guarantee with their bid. This bid note does not provide bidders with an all-inclusive checklist for submitting an acceptable bid bond – rather, it provides some “lessons learned” information as to the unacceptability of photocopied bid bonds.

b. This solicitation requires bidders to submit a bid guarantee along with their bids (see clause 52.228-1). One acceptable form of bid guarantee is a bid bond. For a bid to be responsive, the bid bond accompanying the bid must unequivocally bind the bonding company – if it does not, the bid must be rejected as non-responsive. Please note that a non-responsive bid may not be corrected after bid opening to make it responsive – it must be rejected. The Contracting Officer has the authority and responsibility to determine whether the bid bond and its accompanying documentation clearly show that the person(s) executing the bid bond on behalf of the surety have the authority to unequivocally bind the bonding company. In order for a bid bond to be acceptable, it must

be accompanied by a valid power-of-attorney issued by the surety (the bonding company, not the insurance agency writing the bond).

- c. Photocopied or faxed powers-of-attorney are not acceptable. In order for a power-of-attorney accompanying a bid bond to be acceptable, it must be: (i) an original power-of-attorney (containing all original signatures) or (ii) a copy of a power-of-attorney accompanied by an original certification (original means original signature) by the secretary (or other authorized officer) of the surety stating that the copied power-of-attorney is still in full force and effect as of the date of the certification and has not been revoked. An original signature is one that (I) has been added at the time of the certification and (II) is manually affixed to the power of attorney (not computer generated). The presence of an original seal (a raised, crimped corporate seal or a paper or foil corporate seal that is manually attached) at the certification block of a power-of-attorney is **not** a substitute for an original signature.

3. The following specifications are amended:

Specification Section 00830

Cover Sheet. To "LIST OF ATTACHMENTS" add Attachment 3. "Residential Inspection Report " (2 pages) which is attached to and is a part of this amendment.

Specification Section 02226

Add the following paragraphs:

"3.2.9 City of Grand Fork Residential Code Requirements

The contractor shall make repairs and replacements as necessary to bring the relocated structure into compliance with the city code. A residential inspection report dated May 14, 2003 is included in Section 00830.

3.2.9.1 Chimney. Point and tuck as required.

3.2.9.2 Repair, splint or replace "dry rot in approximately 10 joist in SE corner."

3.2.9.3 Plumbing. Furnish and install approved S-traps.

3.2.9.4 Electrical. Wiring shall be brought to code. All outlets shall be grounded. Bath and kitchen outlets shall be GFCI protected.

3.2.9.5 Smoke detectors shall be hard wired and brought to code.

3.2.9.6 Raise handrail on 3rd floor to at least 36" high and space vertical rail so that a 4" sphere cannot pass through.

3.2.9.7 Cover 3rd floor foam insulation with fire retardant material.

3.2.9.8 Install latches to all access doors to attic space.

3.2.9.9 Repair counter top in kitchen.

3.2.9.9 No action is required on the side door, storms or screens, and third floor fireplace.”

(End of Summary of Changes) **See Attached two pages.**

RESIDENTIAL INSPECTION REPORT

Address: 1502 Lewis Boulevard Property No.: 44-2802-043-00 Zone: R2 Date: May 14, 2003
 Addition: Riverside Park Add Block: 4 Lot: NORTH 10' OF LOT 15 & ALL OF Inspector: Barney S.
 Owner: CITY OF GRAND FORKS
 Owner Address: 255 N 4TH ST City: GRAND FORKS State: ND Zip: 58203
☒ Single Family Home ☐ Duplex ☐ Town House ☐ Condo

EXTERIOR ITEMS:	PROBLEMS:	COMMENTS:
Foundation: <input type="checkbox"/> Block <input checked="" type="checkbox"/> Concrete <input type="checkbox"/> Poured <input type="checkbox"/> Brick	<input type="checkbox"/> Seepage <input type="checkbox"/> Holes <input type="checkbox"/> Bulging <input type="checkbox"/> Cracked	House will be moved and new foundation built
Walls: <input type="checkbox"/> Lap <input type="checkbox"/> Stucco <input type="checkbox"/> Aluminum <input checked="" type="checkbox"/> Brick <input type="checkbox"/> Shake <input type="checkbox"/> Panel	<input type="checkbox"/> Bulging <input type="checkbox"/> Leaning <input type="checkbox"/> Needs Painting	OK
Roof: <input checked="" type="checkbox"/> Asphalt <input type="checkbox"/> Wood	<input type="checkbox"/> Sagging <input type="checkbox"/> Rotting <input type="checkbox"/> Inadequate Protection	New roof in 2002
Chimney: <input checked="" type="checkbox"/> Brick <input checked="" type="checkbox"/> Metal <input type="checkbox"/> Block <input type="checkbox"/> Lined(Clay) <input type="checkbox"/> Unused <input type="checkbox"/> Lined(Metal)	<input type="checkbox"/> Loose <input type="checkbox"/> Leaning <input type="checkbox"/> Crumbling <input type="checkbox"/> Improper Connection	Bricks on main chimney must be point & tuckered. Fireplace chimney is metal
Porch and Stairs: <input type="checkbox"/> Handrails	<input type="checkbox"/> Rotting <input type="checkbox"/> Unsafe <input type="checkbox"/> Sagging <input type="checkbox"/> Shaky	Front porch-some rot-scrape & paint Rear-porch top & bottom plate rotten,support beams to 2nd floor porch-some rot
Doors: <input type="checkbox"/> Hinge <input checked="" type="checkbox"/> Storm <input type="checkbox"/> Latch <input checked="" type="checkbox"/> Screens	<input type="checkbox"/> Holes <input type="checkbox"/> Missing <input type="checkbox"/> Sagging	Side door into garage does not meet code to enter garage
Windows: <input checked="" type="checkbox"/> Storms <input checked="" type="checkbox"/> Combination <input checked="" type="checkbox"/> Screens	<input type="checkbox"/> Broken <input type="checkbox"/> Rotting <input type="checkbox"/> Missing <input type="checkbox"/> Loose <input type="checkbox"/> Lack of Windows	Some storms are missing
Eaves and Trim: <input type="checkbox"/> Poor <input checked="" type="checkbox"/> Good <input type="checkbox"/> Fair	<input type="checkbox"/> Missing <input type="checkbox"/> Sagging <input type="checkbox"/> Rotting	South side soffit needs a little repair, scrape & paint
Yard: <input type="checkbox"/> Off Street Parking <input type="checkbox"/> Fence	<input type="checkbox"/> Old Cars <input type="checkbox"/> Rubbish	N/A
Accessory Buildings: <input checked="" type="checkbox"/> Single Attached <input type="checkbox"/> Double Attached <input type="checkbox"/> Triple Attached <input type="checkbox"/> Shed <input type="checkbox"/> Single Detached <input type="checkbox"/> Double Detached <input type="checkbox"/> Triple Detached <input type="checkbox"/> Other		To be demolished, will not be moved
INTERIOR ITEMS:	PROBLEMS:	COMMENTS:
Loadbearing: <u>2 X 10</u>	<input type="checkbox"/> Leaning <input type="checkbox"/> Rotting	Dry rot in approx. 10 joists in SE corner
Basement Floor: <input type="checkbox"/> Dirt <input checked="" type="checkbox"/> Concrete	<input type="checkbox"/> Cracked <input type="checkbox"/> Seepage	to be removed
Interior Floors: <u>wood,crpt.</u>	<input type="checkbox"/> Rotting <input type="checkbox"/> Sagging	OK
Stairs: <input type="checkbox"/> Handrails	<input type="checkbox"/> Shaky <input type="checkbox"/> Unsafe Steps	OK
Walls and Ceilings: _____ _____	<input type="checkbox"/> Cracks <input type="checkbox"/> Loose <input type="checkbox"/> Sagging <input type="checkbox"/> Crumbling	OK, plaster & sheetrock

INTERIOR ELEMENTS:	PROBLEMS:	COMMENTS:	
Doors	<input type="checkbox"/> Hinge <input type="checkbox"/> Latch <input type="checkbox"/> Holes <input type="checkbox"/> Sagging <input type="checkbox"/> Missing <input type="checkbox"/> Trim	OK, panel & hollow core	
Sump Pump: <input type="checkbox"/> Interior <input type="checkbox"/> None <input type="checkbox"/> Exterior <input type="checkbox"/> Exterior	<input type="checkbox"/> Discharge to Sanitary Sewer <input type="checkbox"/> Electrical	none	
Plumbing: <input checked="" type="checkbox"/> Copper <input checked="" type="checkbox"/> Galvanized	<input type="checkbox"/> Cracked <input type="checkbox"/> Plastic Piping <input type="checkbox"/> Broken <input type="checkbox"/> Lack of Running Hot Water	OK, mix. of copper & galvanized water pipes.	
Fixtures: Bath 1: <input checked="" type="checkbox"/> Water Closet <input checked="" type="checkbox"/> Tub <input checked="" type="checkbox"/> Lavatory <input checked="" type="checkbox"/> Shower Bath 2: <input type="checkbox"/> Water Closet <input type="checkbox"/> Tub <input type="checkbox"/> Lavatory <input type="checkbox"/> Shower Bath 3: <input type="checkbox"/> Water Closet <input type="checkbox"/> Tub <input type="checkbox"/> Lavatory <input type="checkbox"/> Shower		Plumbing shall be brought to code, S-traps	
Heating/AC: <input type="checkbox"/> Central Air <input type="checkbox"/> Wood Stove <input type="checkbox"/> Wood Fireplace <input checked="" type="checkbox"/> Gas Fireplace Appliance: <input type="checkbox"/> Furnace <input checked="" type="checkbox"/> Boiler <input checked="" type="checkbox"/> Electric Baseboard	Source: <input type="checkbox"/> Oil <input type="checkbox"/> Electric <input checked="" type="checkbox"/> Gas Venting: <input checked="" type="checkbox"/> Conventional <input type="checkbox"/> PVC	<input type="checkbox"/> More Than 1 Fuel Source in Chimney <input type="checkbox"/> Improper Clearance to Venting <input type="checkbox"/> Improper Slope in Venting <input type="checkbox"/> Improper Gas Piping <input type="checkbox"/> Missing Gas Shut Off Valve	New fireplace on 3rd floor - 0 clearance Gas line to fire place on 3rd floor must be inspected after move. New boiler in 1997
Water Heater: <input type="checkbox"/> Electric <input type="checkbox"/> Gas-PVC <input checked="" type="checkbox"/> Gas-Conventional	Safety Devices: <input checked="" type="checkbox"/> Safety Valve <input checked="" type="checkbox"/> Relief Piping	OK	
Electrical: Amp: 200 <input checked="" type="checkbox"/> 2 Wire Service Location: <input checked="" type="checkbox"/> 3 Wire	<input type="checkbox"/> Overloaded <input type="checkbox"/> Kitchen GFI <input type="checkbox"/> Open <input type="checkbox"/> Prayed <input type="checkbox"/> Basement GFI <input type="checkbox"/> Fusetat <input type="checkbox"/> Lack of Adequate Service	Wiring must be brought to code. All outlets to be grounded and bath & kitchen outlets GFCI protected	
Ventilation: <input checked="" type="checkbox"/> Bath <input checked="" type="checkbox"/> Kitchen <input type="checkbox"/> Lack of Openable Windows		OK-windows for ventilation Some screens are missing	
Hazard: <input type="checkbox"/> Fire <input type="checkbox"/> Health <input type="checkbox"/> Each Floor <input type="checkbox"/> Each Sleeping Room	Smoke Detectors:	Smoke detectors will have to meet code when wiring is brought to code	
Egress:	<input type="checkbox"/> Lack of Dual or Secondary Egress	Will have new basement built to code	

OTHER NOTES:

Repair or replace side door - does not meet code for garage entry

Repair counter top in kitchen

3rd floor guardrail is 26", cannot be less than 36" in height with vertical railings spaced so that a 4" sphere cannot pass through

3rd floor eaves have foam insulation-cover with fire retardant material if left as is.

Install latch on all access doors to attic space, cannot be used as storage

CONCLUSION: